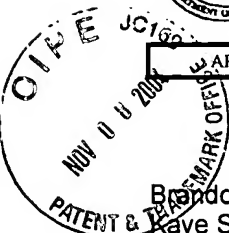




UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/799,253	03/12/2004	Michael Hamian	23122-1011

Brandon N. Sklar
Kaye Scholer LLP
425 Park Avenue
New York, NY 10022-3598

CONFIRMATION NO. 8216

FORMALITIES LETTER



OC000000012799622

Date Mailed: 05/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- \$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
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A copy of this notice MUST be returned with the reply.

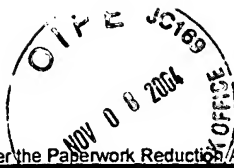
11/10/2004 00000080 500986 10799253
01 FC:1051 130.00 DA

Faseh

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PTO/SB/17 (01-03)
Approved for use through 04/30/2003. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,580.00

Complete if Known

Application Number	10/799,253
Filing Date	March 12, 2004
First Named Inventor	Michael Hamian et al.
Examiner Name	TBA
Art Unit	3624
Attorney Docket No.	23122-1011

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number
50-0988

Deposit Account Name
Kaye Scholer LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below	Fee Paid
Total Claims		-20** =			
Independent Claims		-3** =			
Multiple Dependent					

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	\$130.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	65	Non-English specification	
1812	2,520	2812	1,260	For filing a request for ex parte reexamination	
1804	920*	2804	460*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	2805	920*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	1,450.00
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	2451	755	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	2460	65	Petitions to the Commissioner	
1807	50	2807	25	Processing fee under 37 CFR 1.17(q)	
1806	180	2806	90	Submission of Information Disclosure Stmt	
8021	40	28021	20	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	2802	450	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1,580.00

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Brandon N. Sklar, Esq.	Registration No. (Att./Inv./Agent)	31,667	Telephone	(212) 836 - 8653
Signature		Date	November 8, 2004		

30953099.pdf

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Attorney Docket No: 23122-1011

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Michael Hamian et al.

Serial No.: 10/799,253

Group Art Unit: 3624

Filed: March 12, 2004

Examiner: TBA

For: AUTOMATED SALES COMMISSION CALCULATION METHODS AND
SYSTEMS

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Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING TRANSMISSION
BY EXPRESS MAILING 37 C.F.R. §1.10

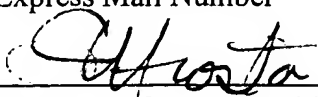
Sir:

I hereby certify that, on the date shown below, the documents listed below are being deposited with the United States Postal Service with sufficient postage as "Express Mail" in an envelope addressed to the Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

1. Response to Notice to File Missing Parts with copy of Notice;
2. Declaration with copy of Application;
3. Request for a four-month Extension of Time;
4. Fee Transmittal;
5. Return receipt postcard.

Maritza Acosta
Name of Person Mailing

November 8, 2004
Date of Deposit

EV 372168701 US
Express Mail Number

Signature of Person Mailing Paper



23122-1011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael Hamian et al.

Serial No.: 10/799,253

Group Art Unit: 1194

Filed: March 12, 2004

Examiner: TBD

For: AUTOMATED SALES COMMISSION CALCULATION METHODS
AND SYSTEMS

Mail Stop Missing Parts
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P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

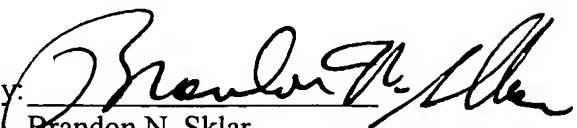
Sir:

A Notice to File Missing Parts dated May 27, 2004 has been received, requiring filing of a Declaration. Enclosed is the executed Utility Declaration with a copy of the Application attached thereto, and a copy of the Notice.

The Patent Office is hereby authorized to charge the fees for filing of these documents to Deposit Account 50-0988 in the name of Kaye Scholer LLP.

Respectfully submitted,
Kaye Scholer LLP

Dated: November 8, 2004

By: 
Brandon N. Sklar
(Reg. No. 31,667)

MAILING ADDRESS
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New York, New York 10022
(212) 836 - 8653